

1 ANAHEIM CITY ATTORNEY'S OFFICE
2 JESSE JACOBS (SBN 239626)
3 E-mail: jjacobs@anaheim.net
4 200 S. Anaheim Boulevard, Suite 356
5 Anaheim, California 92805
6 Tel: (714) 765-5169 Fax: (714) 765-5123

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8 Attorneys for Defendant CITY OF ANAHEIM
9 erroneously sued as ANAHEIM POLICE
10 DEPARTMENT

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LOURDES SANDOVAL,
Plaintiff,

v.

ANAHEIM POLICE
DEPARTMENT, U.S. MARSHALL,
CIA (CENTRAL INTELLIGENCE
AGENCY),

Defendants.

Case No.: SACV 22-____ ()

**NOTICE OF REMOVAL OF
ACTION UNDER 28 U.S.C. §1441(b)
(FEDERAL QUESTION)**

Action Filed: August 12, 2022
Trial Date: None Set

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that Defendant, CITY OF ANAHEIM
erroneously sued as ANAHEIM POLICE DEPARTMENT¹ ("Defendant"),
hereby removes to this Court the state court action described below.

1. On August 12, 2022, an action was commenced in the Superior
Court of the State of California in and for the County of Orange, entitled Lourdes
Sandoval v. Anaheim Police Department, U.S. Marshall, CIA (Central
Intelligence Agency, as Case Number 30-2022-01274793 CU-CR-CJC. A copy

¹ Although named as a defendant, the Anaheim Police Department is not a
separate legal entity, but rather a department of the City of Anaheim.

1 of the Complaint is attached hereto as Exhibit "A".

2 2. On August 12, 2022, Defendant, was personally served with a copy
3 of the Summons and Complaint. A copy of the Summons is attached hereto as
4 Exhibit "B".

5 3. This action is a civil action of which this Court has original
6 jurisdiction under 28 U.S.C. §1331, and is one which may be removed to this
7 Court by Defendant pursuant to the provisions of 28 U.S.C. §1441(b) in that it
8 appears to arise under 42 U.S.C. §1983 and the Fourteenth Amendment to the
9 United States Constitution. Additionally, named co-defendants U.S. Marshall
10 and CIA (Central Intelligence Agency), for whom no proofs of service have been
11 filed by Plaintiff as of the date of this removal, are federal agency defendants
12 who may remove this action to this Court pursuant to the provisions of 28 U.S.C.
13 § 1442(a).

14 4. Removal to this district court is proper under 28 U.S.C. § 1446(b)
15 because the state court action is geographically located within this Court's
16 district.

17 5. Thirty days since first receipt of a copy of the Complaint via
18 personal service on Defendant have not yet expired. Defendant is the only
19 defendant known to have been served in this action. In reviewing the register of
20 actions associated with the matter filed in the State of California in and for the
21 County of Orange, case number 30-2022-01274793 CU-CR-CJC, no proofs of
22 service have been filed indicating service on the remaining named defendants,
23 U.S. Marshall and CIA (Central Intelligence Agency).

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1 Dated: September 7, 2022 ROBERT FABELA, CITY ATTORNEY

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4 By: 

Jesse Jacobs
Deputy City Attorney
Attorneys for Defendant
CITY OF ANAHEIM, erroneously sued
as ANAHEIM POLICE DEPARTMENT

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